

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES – Panchayat Raj and Rural Development Department – Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules 1991 on the allegations of irregularities in execution of works Bhamini (M) of Srikakulam District – Article of charges – Communicated.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 374

DATED:23-03- 2010.

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ORDER:

It is proposed to hold an enquiry against Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this Memo.

4. Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from

(P.T.O.)

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another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District, through Engineer-in-Chief, Panchayat Raj, Hyderabad.. The Engineer-in-Chief, Panchayat Raj, Hyderabad. (with a request to serve and return the acknowledged copy and W.S.D).

Copy to:

The Director General, General Administration (General Administration (V&E) Department,) Department, Hyderabad. (975/V&E/E2/07)
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI K.G.J.NAIDU, DEPUTY EXECUTIVE ENGINEER, PANCHAYAT RAJ, PONDURU, SRIKAKULAM DISTRICT.

CHARGE: (1)

The said Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District has misused his official position and committed irregularities for his personal gain and executed the FDR work on AB Road to Neradi on Seethamahadevi tank departmentally contrary to the orders of the district Collector Srikakulam.

BASIS:-

As per the Vigilance Report No 95 (975.V&E/E2/07) DT: 30.6.2008 of General Administration (V&E) Department, in spite of the specific instructions from the Collector, Srikakulam District to entrust the FDR works to the user groups, the work of Seethamahadevi tank was taken up departmentally and the District Administration was misled while taking ratification orders stating that the local people did not show interest to execute the work.

Hence the Charge

CHARGE: (2)

The said Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District has misused his official position and did not check measured in the execution of works "C.C. road work of Garundi Peda veedi" and construction of C.C drain in SC Kothaveedi of Garundi(v)".

BASIS:-

As per the Vigilance Report No 95 (975.V&E/E2/07) DT: 30.6.2008 of General Administration (V&E) Department, the works "C.C. road work of Garundi Peda veedi" and construction of C.C drain in SC Kothaveedi of Garundi (v)" were completed, but the bills were not preferred and paid to the contractors. The measurements were recorded by the concerned Assistant Engineer. The bills could not be prepared for want of the check measurement by the concerned Deputy Executive Engineer reportedly due to strike of PR Engineers at the relevant period. However, certain items of work like concrete bed, concrete under plastering etc., are not amenable for check measurement by Deputy Executive Engineer, as they are covered by subsequent work layers. These items ought to have been check measured before executing subsequent work. This is a procedural lapse of the Deputy Executive Engineer concerned.

Hence the Charge.

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CHARGE:(3)

The said Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District has misused his official position and in execution of works deliberately delayed to return the deposits such as EMD,FSD, etc.,

BASIS:-

As per the Vigilance Report No 95 (975.V&E/E2/07) DT: 30.6.2008 of General Administration(V&E) Department. The deposits such as EMD, FSD etc., paid by the contractor at the time of concluding agreement shall have to be returned after defect liability period as per agreement. But, the deposits were not released for the works executed 2 to 3 years back, even the application for the release of deposits given by the petitioner. This is highly irregular and it appears to be a deliberate delay by the department.

Hence the Charge

CHARGE: (4)

The said Sri K.G.J.Naidu, Deputy Executive Engineer, Panchayat Raj, Ponduru of Srikakulam District has misused his official position and committed irregularities in execution of work "Construction of Culvert work Batchimanuguda (V)" check measured for the fraudulent recordings and fraudulent payment with out actual execution for his personal gain thereby caused loss to Govt to a tune Rs.29,282/-."

BASIS:-

As per the Vigilance Report No 95, the work – "Construction of pipe Culvert at Buchimanududa of Manumakonda (V) Bhamini (M) on 08.06.2006 was not executed by him. But the work was recorded as if it was executed and paid for without the knowledge of the contractor causing fraudulent payment of Rs.29,282/. On verification of the work in the site and as ascertained originally the damaged culvert which was executed in 2002-03 was again recorded as executed in 7/06 by the MEO and check measured these fraudulent recordings by Sri K.G.J.Naidu, Deputy Executive Engineer, PR, Ponduru of Srikakulam District. This is fraudulent recording an dcheck measurements and even the signature of the contractor appears to has been forged in the M.Book.

Hence the Charge

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES IS PROPOSED TO BE SUSTAINED AGAINST SRI K.G.J.NAIDU, DEPUTY EXECUTIVE ENGINEER, PANCHAYAT RAJ, PONDURU OF SRIKAKULAM DISTRICT

1. General Administration (V&E) Department Vigilance report No.95 (975/V&E/E2/07) DT 30.6.2008.

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES IS PROPOSED TO BE SUSTAINED AGAINST SRI K.G.J.NAIDU, DEPUTY EXECUTIVE ENGINEER, PANCHAYAT RAJ, PONDURU OF SRIKAKULAM DISTRICT.

---NIL---

M.V.P.C.SASTRY
PRINCIPAL SECRETARY TO GOVERNMENT

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